

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): LEE, Dong-Kyu

ART UNIT: 2617

APPLICATION NO.: 10/776,118

EXAMINER: BEAMER, Temica M.

FILING DATE: February 11, 2004

DATED: January 24, 2008

FOR: METHOD FOR RESELLING CONTENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**ATTENTION: REFUND SECTION,
ACCOUNTING DIVISION,
OFFICE OF FINANCE**

REQUEST FOR REFUND **(Improper Credit Card Charge)**

I. REFUND REQUEST

This is a request for a refund with respect to the charge to Credit Card (RAM confirmation number 1456) made on January 23, 2008, as shown on the Electronic Filing Receipt EFS ID 2756700 (enclosed) statement for the above-identified application.

A copy of Electronic Filing Receipt EFS ID 2756700 in which the charge referred to occurs accompanies this request.

II. FEES CHARGED FOR WHICH REFUND REQUESTED

AMOUNT OF REFUND
REQUESTED

<input type="checkbox"/>	filing fee	
<input type="checkbox"/>	surcharge for filing the basic filing fee	
	on a date later than the filing date of the	
	application (37 C.F.R. §1.16(e))	
	and/or	
<input type="checkbox"/>	surcharge for filing the oath or declaration	
	on a date later than the filing date of the	
	application (37 C.F.R. §1.16(e))	
<input type="checkbox"/>	extension of term	
<input type="checkbox"/>	first month	
<input checked="" type="checkbox"/>	second month	
<input checked="" type="checkbox"/>	third month	
<input type="checkbox"/>	fourth month	
		<u>\$ 930.00</u>
<input type="checkbox"/>	excess claims	
<input type="checkbox"/>	issue fee	
<input type="checkbox"/>	petition fee	
<input type="checkbox"/>	patent maintenance fee	
<input type="checkbox"/>	first maintenance fee	
<input type="checkbox"/>	second maintenance fee	
<input type="checkbox"/>	third maintenance fee	
<input type="checkbox"/>	patent maintenance fee surcharge	
<input type="checkbox"/>	other	

TOTAL REFUND REQUESTED **\$ 930.00**

III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR

An Office Action marked "Final" by the Examiner was mailed on July 30, 2007. On October 26, 2007 a Response to the Office Action was filed electronically as evidenced by the Electronic Filing Receipt EFS ID 2379116 attached hereto. An Advisory Action was mailed by the U.S. Patent and Trademark Office on January 9, 2008. On January 23, 2008 a Request for Continued Examination was filed with the U.S. Patent and Trademark Office.

It is respectfully submitted that if not for the delay of the Patent Office, the fee associated with the Request for Continued Examination of \$930.00 for the second and third month Extension of Time would not have been incurred by the applicant.

Since the Response to the "Final" Office Action was received at the Office on October 26, 2007, an Office Communication should have been issued by November 26, 2007. The delay of two months, i.e. November 26, 2007 to January 9, 2008, was directly caused by the Office, and in turn caused the Applicant to incur the cost associated with the Request for Continued Examination of \$930.00.

Due to the delay of the issuance of the Advisory Action by the U.S. Patent and Trademark Office, a payment of the second and third month extension of time for a total of \$930.00 is required.

IV. MANNER OF REFUND

Please make refund by crediting Deposit Account No. 50-4053.

Respectfully submitted,



Paul J. Farrell
Registration No. 33,494
Attorney for Applicant(s)

THE FARRELL LAW FIRM, P.C.
333 Earle Ovington Boulevard, Ste 701
Uniondale, New York 11553
(516) 228-3565

Enclosures: Electronic Filing Receipt EFS ID 2756700
Electronic Filing Receipt EFS ID 2379116

Electronic Acknowledgement Receipt

EFS ID:	2379116
Application Number:	10776118
International Application Number:	
Confirmation Number:	2794
Title of Invention:	Method for reselling content
First Named Inventor/Applicant Name:	Dong-Kyu Lee
Customer Number:	66547
Filer:	Paul J. Farrell/Danielle Ryan
Filer Authorized By:	Paul J. Farrell
Attorney Docket Number:	678-1157
Receipt Date:	26-OCT-2007
Filing Date:	11-FEB-2004
Time Stamp:	18:09:44
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	no
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File Listing:

Document Number	Document Description	File Name	File Size(Bytes) /Message Digest	Multi Part /.zip	Pages (if appl.)
1		Amendment.pdf	297770 <small>a1cb795d2285e112dca73a0921ebf8e529693</small>	yes	9

	Multipart Description/PDF files in .zip description		
	Document Description	Start	End
	Miscellaneous Incoming Letter	1	2
	Amendment After Final	3	9
Warnings:			
Information:			
Total Files Size (in bytes):		297770	
<p>This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.</p> <p><u>New Applications Under 35 U.S.C. 111</u> If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.</p> <p><u>National Stage of an International Application under 35 U.S.C. 371</u> If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.</p> <p><u>New International Application Filed with the USPTO as a Receiving Office</u> If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.</p>			

Electronic Acknowledgement Receipt

EFS ID:	2756700
Application Number:	10776118
International Application Number:	
Confirmation Number:	2794
Title of Invention:	Method for reselling content
First Named Inventor/Applicant Name:	Dong-Kyu Lee
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Filer Authorized By:	Paul J. Farrell
Attorney Docket Number:	678-1157
Receipt Date:	23-JAN-2008
Filing Date:	11-FEB-2004
Time Stamp:	16:23:31
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	yes
Payment Type	Credit Card
Payment was successfully received in RAM	\$ 1860
RAM confirmation Number	1456
Deposit Account	
Authorized User	

File Listing:

Document Number	Document Description	File Name	File Size(Bytes) /Message Digest	Multi Part /.zip	Pages (if appl.)
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1		Request_for_Continued_Examination.pdf	95538 8aaaa0bc8c3d001f82141b16847737 bffa0d8	yes	2
	Multipart Description/PDF files in .zip description				
	Document Description		Start	End	
	Extension of Time		1	1	
	Request for Continued Examination (RCE)		2	2	
Warnings:					
Information:					
2	Fee Worksheet (PTO-06)	fee-info.pdf	8285 c0321ea7517eb5d1098653aad18ccf47 587c03d7	no	2
Warnings:					
Information:					
Total Files Size (in bytes):			103823		
<p>This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.</p> <p><u>New Applications Under 35 U.S.C. 111</u> If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.</p> <p><u>National Stage of an International Application under 35 U.S.C. 371</u> If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.</p> <p><u>New International Application Filed with the USPTO as a Receiving Office</u> If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.</p>					